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6 UNITED STATES DISTRICT COURT
7 DISTRICT OF NEVADA
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10 NANCY E. NASH,

Case No. 2:16-cv-00901-JCM-NJK

11 Petitioner,

v.

ORDER

12 JO GENTRY, et al.,

13 Respondents.
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16 On October 12, 2016, this court entered an order and judgment dismissing this
17 habeas corpus case with prejudice as time-barred under 28 U.S.C. § 2244(d). ECF Nos.
18 9/10. Petitioner Nash did not file an appeal.

19 On November 12, 2018, Nash filed a motion for immediate discharge based upon
20 an alleged failure to treat her medical condition(s). ECF No. 17. Nash fails to identify
21 circumstances that would warrant reconsideration of the order and judgment dismissing
22 this case. See Fed. R. Civ. Pro. 59(e), 60(b). In addition, her motion asks the court to
23 address the conditions of her confinement, which is relief not available in a federal
24 habeas corpus proceeding. See *Nettles v. Grounds*, 830 F.3d 922, 927 (9th Cir. 2016)
25 The proper proceeding for the relief Nash seeks would be an action under 42 U.S.C. §
26 1983. *Id.*
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IT IS THEREFORE ORDERED that petitioner's motion for immediate discharge (ECF No. 17) is DENIED.

IT IS FURTHER ORDERED that a certificate of appealability is denied.

DATED September 11, 2019.

James C. Mahan
UNITED STATES DISTRICT JUDGE